IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 1ST MARCH 2007 / 10TH PHALGUNA 1928

Bail Appl..No. 1273 of 2007()

CRIME NO. 12/07 OF MALAPPURAM POLICE STATION

PETITIONERS/ACCUSED:

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1. SIDDIQUE, S/O.MUHAMMED,
THARAMMAL HOUSE, MAYILADI,
POOKOTTUR, MALAPPURAM DISTRICT.

2. ABDUL MAJEED, S/O. ALAVI,
PARAPURATH HOUSE, MAYILADI,
POKOTTUR, MALAPPURAM DISTRICT.

BY ADV. SRI.BABU S. NAIR

RESPONDENTS:

THE STATE OF KERALA, REPRESENTED BY
THE SUB INSPECTOR OF POLICE, MALAPPURAM
POLICE STATION-THROUGH THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM, KOCHI-31.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 01/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Bail Application NO. 1273 of 2007

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DATED: 01-03-2007

O R D E R

Petitioners who are accused Nos. 1 and 2 in Crime No. 12/07 of the Malappuram Police Station for an offence punishable under Section 20(b) (II) of the N.D.P.S. Act, for allegedly having been found in possession of 5.850 kgms. of Ganja and who were arrested on 4-1-2007, seek their enlargement on bail.

. Eventhough the learned Public Prosecutor opposed the application and I am also not inclined to grant bail to the petitioners, having regard to the fact the daughter of the first petitioner is proposed to given away in marriage on 4-3-2007, I am inclined to grant bail to the first petitioner on humanitarian ground. Accordingly, the first petitioner is directed to be released on bail on his executing a bond for Rs. 50,000/- (Rupees fifty thousand only) with two solvent sureties each for the like amount to the satisfaction of the Special Court, N.D.P.S. Cases, Vadakara, and subject to the following conditions:

1. *The first petitioner shall report before the Investigating Officer between 9 a.m. and 11*

a.m. on all Wednesdays.

2. *The first petitioner shall make himself available for interrogation as and when required by the police till the filing of the final report.*

3. *The first petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.*

4. *The first petitioner shall not commit any offence while on bail.*

If the first petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

In the case of the 2nd petitioner, his request of bail is rejected.

This application is allowed in part.

V.RAMKUMAR, JUDGE.

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